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PTO/SB/01 (12-97)

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	5/891-1-C1 R
First Named Inventor	Grell et al.
COMPLETE IF KNOWN	
Application Number	08 / 946,602
Filing Date	October 7, 1997
Group Art Unit	1611
Examiner Name	R. Raymond

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PHENYLACETIC ACID BENZYLAMIDES

the specification of which

(Title of the Invention)

is attached hereto

OR

was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
3347565.2	DE	12/30/83	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3522604.8	DE	6/25/85	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3523466.0	DE	7/1/85	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
06/684,054	12/20/84	
06/872,706	06/10/86	
06/878,921	06/26/86	
07/302,022	01/25/89	

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Customer Number → Registered practitioner(s) name/registration number listed below

Place Customer Number Bar Code Label here

Name	Registration Number	Name	Registration Number
Robert P. Raymond	25,089	Susan K. Pocchiari	45,016
Alan R. Stempel	28,991	Philip I. Datlow	41,482
Mary-Ellen M. Devlin	27,928	Timothy X. Witkowski	40,232
Anthony P. Bottino	41,629		

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

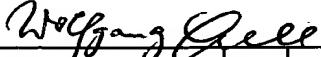
Direct all correspondence to: Customer Number or Bar Code Label OR Correspondence address below

Name	Robert P. Raymond				
Address	Boehringer Ingelheim Corporation				
Address	900 Ridgebury Road, PO Box 368				
City	Ridgefield	State	CT	ZIP	06877
Country	USA	Telephone	203-798-9988	Fax	203-798-4408

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: A petition has been filed for this unsigned inventor

Given Name (first and middle if any)		Family Name or Surname				
Wolfgang		Grell				

Inventor's Signature						Date	2000/09/12
Residence: City	Biberach	State		Country	DE	Citizenship	DE

Post Office Address	Geschwister-Scholl-Strasse 18					
Post Office Address						

City	Biberach	State		ZIP	88400	Country	DE
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Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

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MAY 15 2000

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TECH CENTER 1600/25-00 PTO/SB/02A (3-97)

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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 1 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Rudolf		Hurnaus					
Inventor's Signature	<i>Rudolf Hurnaus</i>						Date <u>74-00</u>
Residence: City	Biberach	State		Country	DE	Citizenship	DE
Post Office Address	Silcherstrasse 19						
Post Office Address							
City	Biberach	State		ZIP	88400	Country	DE
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Gerhart		Griss, deceased, acting herein by Elisabeth Griss as legal representative					
Inventor's Signature	<i>Elisabeth Griss</i>						Date <u>16-4-00</u>
Residence: City	Biberach	State		Country	DE	Citizenship	DE
Post Office Address	Schopperweg 1						
Post Office Address							
City	Biberach	State		ZIP	88400	Country	DE
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Robert		Sauter					
Inventor's Signature	<i>Robert Sauter</i>						Date <u>10-4-00</u>
Residence: City	Laupheim	State		Country	DE	Citizenship	DE
Post Office Address	Albert-Schweitzer-Weg 9						
Post Office Address							
City	Laupheim	State		ZIP	88471	Country	DE

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Case No. 5/891-1-C1 R

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DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet Page 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Manfred		Reiffen					
Inventor's Signature	<i>Manfred Reiffen</i>					Date	10.4.01
Residence: City	Biberach	State		Country	DE	Citizenship	DE
Post Office Address	Matthias-Erzberger-Strasse 40						
Post Office Address							
City	Biberach	State		ZIP	88400	Country	DE
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Eckhard		Rupprecht					
Inventor's Signature	<i>Eckhard Rupprecht</i>					Date	25.4.00
Residence: City	Guntramsdorf	State		Country	AT	Citizenship	DE
Post Office Address	In den Weinbergen 9						
Post Office Address							
City	Guntramsdorf	State		ZIP	23553 A-1120	Country	AT
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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DECLARATION — Supplemental Priority Data Sheet

Additional foreign applications:

Additional provisional applications:

Application Number	Filing Date (MM/DD/YYYY)

Additional U.S. applications:

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
07/495,820		06/21/90	5,216,167

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CERTIFICATE UNDER 37 CFR 3.73(b)Applicant: GRELL, ET ALApplication No.: 08/946/602 Filed: October 7, 1997

PHENYLACETIC ACID BENZYLAMIDES

Entitled: _____

DR. KARL THOMAE GmbH _____, a _____

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 6406, Frame 638-9, or for which a copy thereof is attached.

OR

B. [] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

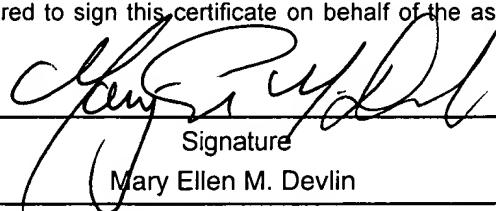
[] Additional documents in the chain of title are listed on a supplemental sheet.

 Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

May 10, 2000

Date



Signature

Mary Ellen M. Devlin

 Typd or printed name
 Senior Patent Attorney

Title

Case No. 5/891-1-C1R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: W. Grell et al. Docket No.: 5/891-1-C1 R
Serial No. : 08/946,602) Art Unit:
Filed : October 7, 1997) Examiner:
For : Phenylacetic Acid Benzylamides)

Assistant Commissioner for Patents
Washington, D.C. 20231

STATEMENT UNDER
37 CFR 3.73(b)

As shown in the attached copy of an assignment from Wolfgang Grell, Rudolf Hurnaus, Gerhart Griss (Deceased, by Elisabeth Griss, Executrix), Robert Sauter, Manfred Reiffen and Eckhard Rupprecht, which assignment was recorded at Reel 6406 and Frame 638 and 639 on February 1, 1993, title to U.S. Patent No. 5,216,167 is vested in Dr. Karl Thomae GmbH, D-88397 Biberach an der Riss, Germany.

Name of assignee: Dr. Karl Thomae GmbH	Name of assignee: Dr. Karl Thomae GmbH
Signature of person signing for assignee ppa. <i>fd Schnorrenberg</i>	Signature of person signing for assignee ppa. <i>Rolf Fleischer</i>
Date <i>April 10, 2000</i>	Date <i>April 6, 2000</i>
Typed or printed name and title of person signing for assignee Prof. Dr. Gerd Schnorrenberg, procurist	Typed or printed name and title of person signing for assignee Dr. Rolf Fleischer, procurist

ASSIGNMENT

In consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, I (We), the undersigned,

WOLFGANG GRELL
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Geschwister-Scholl-Straße 18, 7950 Biberach 1
FEDERAL REPUBLIC OF GERMANY

RUDOLF HURNAUS
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Silcherstrasse 19, 7950 Biberach 1
FEDERAL REPUBLIC OF GERMANY

Elisabeth Griss, Executrix of the Estate of Gerhart Griss, deceased
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Schopperweg 1, 7950 Biberach 1
FEDERAL REPUBLIC OF GERMANY

ROBERT SAUTER
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Albert-Schweitzer-Weg 9, 7958 Laupheim
FEDERAL REPUBLIC OF GERMANY

MANFRED REIFFEN
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Matthias-Erzberger-Strasse 40, 7950 Biberach 1
FEDERAL REPUBLIC OF GERMANY

ECKHARD RUPPERCHT
a citizen of the FEDERAL REPUBLIC OF GERMANY and resident of
Edelsinnstraße 56/3/1/4, A-1120 Wien
FEDERAL REPUBLIC OF AUSTRIA

hereby sell, assign and transfer to Dr. Karl Thomae, GmbH, a corporation of FEDERAL REPUBLIC OF GERMANY, having a place of business at 7950 Biberach an der Riss, its successors, assigns and legal representatives, our entire right, title and interest in and to any and all improvements which are disclosed in the application for United States Letters Patent which is entitled

PHENYLACETIC ACID BENZYLAMIDES,

which

was executed by me (us) on even date herewith,
 was filed on March 19, 1990 and accorded Serial No. 495,820

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States on any of said improvements, and in and to all original and reissued patents which have been or shall be issued in the United States on said improvements;

Agree said Assignee may apply for and receive Letters Patent for said improvements in its own name, and that, when requested, without charge to but at the expense of said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said improvements, execute all rightful oaths, assignments, powers of attorney and other papers, communicate to said Assignee, its successors, assigns, and representatives, all facts known to the undersigned relating to said improvements and the history thereof, generally do everything possible which said Assignee, its successors, assigns or representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements, in said Assignee, its successors assigns and legal representative; and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

WITNESS MY (OUR) SIGNATURES.

Signature of Applicant	Date
Wolfgang Grell <i>Wolfgang Grell</i>	Dec 03, 1992
Rudolf Hurnaus <i>Rudolf Hurnaus</i>	Dec 03, 1992
Elisabeth Griss, Executrix of the Estate of Gerhart Griss, deceased <i>Elisabeth Griss</i>	Dec 10, 1992
Robert Sauter <i>Robert Sauter</i>	Dec 03, 1992
Manfred Reiffen <i>Manfred Reiffen</i>	Dec. 03, 1992
Eckhard Rupprecht <i>Eckhard Rupprecht</i>	Dec. 16, 1992

5891class

REF 6404 FRAME 639

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